

Attorney Docket No.: 70418

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : RATHERT
Serial No. : 10/051,577
Confirm. No. : 8660
Filed : January 16, 2002
For : THREE-SIDE...
Art Unit : 3724
Examiner : Kenneth E. Peterson
Dated : July 27, 2004

RECEIVED

AUG 04 2004

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TECHNOLOGY CENTER R3700

PETITION UNDER 37 CFR 1.136 (a)
REQUEST TO CHARGE DEPOSIT ACCOUNT

Sir:

The Office Action dated January 27, 2004 provided for a shortened statutory period for response of three months.

The shortened statutory period expired April 27, 2004.

Since the attached response is being filed within the third month pursuant to 37 CFR 1.136(a) the Examiner is respectfully requested to charge attorney's deposit account the appropriate petition fee of \$475.00 (fee code 2253).

Respectfully submitted
for Applicant(s),

By:

Theobald Dengler
Reg. No.: 34,575

For: McGLEW AND TUTTLE, P.C.

TD:jms
70418.12

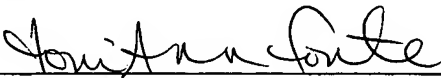
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01 FC:2253 475.00 DA

DATED: July 27, 2004
SCARBOROUGH STATION
SCARBOROUGH, NEW YORK 10510-0827
(914) 941-5600

SHOULD ANY OTHER FEE BE REQUIRED, THE PATENT AND
TRADEMARK OFFICE IS HEREBY REQUESTED TO CHARGE SUCH FEE TO
OUR DEPOSIT ACCOUNT 13-0410.

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING
DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS EXPRESS
MAIL IN AN ENVELOPE ADDRESSED TO: COMMISSIONER FOR
PATENTS, ALEXANDRIA, VA 22313-1450, NO. EV436439925US.

McGLEW AND TUTTLE, P.C., SCARBOROUGH STATION, SCARBOROUGH,
NEW YORK 10510-0827

BY:  DATE: July 27, 2004